# Bay Point Municipal Advisory Committee



#### Vicki Zumwalt, Chair

## Federal Glover, District V Supervisor

Debra Giles, Administrative Support 3105 Willow Pass Road Bay Point, CA 94565

Respectfully submitted by: Debra Giles

The Bay Point Municipal Advisory Committee serves as an advisory body to the Contra Costa County Board of Supervisors and the County Planning Agency.

# **Record of Actions**

7:00 pm Tuesday, May 5, 2009

Council Members Garcia, Magleby, Mason, Stevenson, Tremaine and Zumwalt were present. Council Member Kopitar was absent.

Others present: Ed Diokno of Supervisor Glover's office, Maureen Toms of County Redevelopment, Lt. Mahoney of the Sheriff's Dept., and Officer Joe Godman of the Highway Patrol.

- 1. Call to Order / Pledge of Allegiance led by Mrs. Vivian Lisa
- 2. Accept public comment on any issue not included on the agenda.

Resident Judy Dawson reminded everyone about the 'Relay for Life" event on June 27<sup>th</sup> & 28<sup>th</sup> at Los Medanos College raising money for breast cancer research. She stated she was the team captain for Bay Point, Team #49, and anyone interested in participating should contact her.

Chairwoman Zumwalt asked about the \$100 donation for a T-shirt, and Mrs. Dawson explained that if you get together and give a \$100 donation you get a 'Relay for Life' T-shirt; that it is a very good cause to find a cure for breast cancer.

Councilman Stevenson asked about this 'walk', and Mrs. Dawson stated you walk around the track, but that you don't have to walk the entire 24 hours; just somebody from your team is on the track the whole time taking turns. She stated the 24 hours is to represent taking one 24 hour period of a cancer patient's life, making it more meaningful. Mrs. Dawson stated there is food being donated for participants by the Outback and the New Mecca, and there are also raffle prizes.

Chairwoman Zumwalt stated she would like to put this on next month's agenda, to think about going as part of the Bay Point team.

3. Review Record of Actions for April 7, 2009.

Chairwoman Zumwalt stated there were a couple of corrections to be made to April's minutes:

- 1) Pg. 2, Lt. Mahoney shared statistics from month of March, not January, and
- 2) Pg. 7, need to add Chairwoman Zumwalt's suggestion to Larry Estes about being introduced to the CAP and possibly joining as resident representative.

Councilwoman Magleby had some questions and comments regarding April's minutes:

- 1) Pg. 6, Mr. Diokno's comment about putting on the next agenda buying of Mr. Gabor's website. Chairwoman Zumwalt explained it had not been put on the agenda as she Mr. Diokno are still researching the subject.
- 2) Pg. 7, Criterion is aware of the weeds growing, but are waiting for the rains to stop.

Councilwoman Mason asked if this wasn't the time for making changes/corrections to the minutes, not reporting on them. Chairwoman Zumwalt agreed.

Motion made by Councilwoman Mason to accept the Record with the changes mentioned. Seconded by Councilman Stevenson. Motion carried 6 - 0; Council Members Garcia, Magleby, Mason, Stevenson, Tremaine, and Zumwalt voting "yes".

## 4. Approval of May 5, 2009 Agenda.

Councilwoman Mason stated she had a quick comment on the agenda, that it looked more like a social events calendar than a Municipal Advisory agenda; so there may be times when they don't actually have to meet, if there are not things that are timely; that is what they used to do on Redevelopment when there wasn't really anything to be voted on they just posted the meeting had been cancelled. Councilman Stevenson stated he agreed with the comment.

Chairwoman Zumwalt stated she didn't believe they had ever considered doing that, and Mr. Diokno stated it had been done once doing Mr. Hoagland's time. Chairwoman Zumwalt stated they could put that on next month's agenda and take a look at it.

Motion made by Councilwoman Magleby to approve the May 5, 2009 agenda. Seconded by Councilwoman Garcia. Motion carried 6-0; Council Members Garcia, Magleby, Mason, Stevenson, Tremaine, and Zumwalt voting "yes".

## **5. Presentations**. Presentations were made by:

- a. Councilwoman Garcia presented Outstanding Citizen of the Month Awards to:
  - ~ The Food Bank of Contra Costa and Solano, Larry Sly; Councilwoman Garcia thanked them for being here the fourth Wednesday of every month, rain or shine, year after year, providing assistance through free food to Bay Point's residents. Mr. Sly shared they are here every month giving away a surplus of food from the Department of Agriculture, to low-income persons. He also shared they began a program here called 'Farm to Kids', thanks to Debra Mason and the Bay Point schools, they began with 5 schools and are now serving 50 schools and more than 4,000 kids in Contra Costa and Solano county; Bay Point being the genesis of a great program providing fresh fruit and produce to low-income children. Councilwoman Mason remarked that it had been a great pleasure to share in Washington D.C. last week about this innovative program, while advocating for after-school programs.

- ~ The Mobile Health Clinic John Muir Health Alliance, Chris Grazzini and
- ~ The Mobile Health Clinic Contra Costa Health Services, Kate Schwertscharf; Councilwoman Garcia introduced and thanked the "two wonderful women", for being here at the Community Center every week serving the homeless. Ms. Grazzini stated they work in partnership for the Healthcare for the Homeless program, with John Muir providing the truck and driver. Ms. Schwertscharf stated they are here every Monday from about 10:30am 4:00pm, and have been coming here for years and years. Chairwoman Zumwalt asked about how many are served and what kind of services are provided. Al, from Health Services stated they have been coming here close to 8 or 9 years, serving between 15 and 30 people a day, including TB testing, routine health care, sick care, shots, and referrals to other health centers. Mr. Al stated he wanted to thank us for letting them be here, and also the Sheriff's Department for coming out when they get into trouble. They also shared the many various locations they serve, 5 days a week, 8 hours a day, throughout Contra Costa County. Councilman Stevenson asked about how they let people know about them, and their outreach activities were explained in detail.

#### ~ Mrs. Renee Day-Roa;

Councilwoman Garcia thanked Mr. Ed Diokno for nominating Mrs. Renee Day-Roa, and congratulated Mrs. Day-Roa on receiving the 2009 PHAT Friends Award which is a big-to-do thing in San Francisco; where she will be attending a nice dinner on June  $3^{rd}$ . Councilwoman Garcia stated this proves that the work Mrs. Day-Roa is doing is good work; she thanked Mss. Day-Roa, and thanked all the children for coming. Mrs. Day Roa was presented with gifts and letters from her students and they shared that they had fun learning dances in her class. Mrs. Day-Roa shared that her program has been at Ambrose since 2001 providing dance classes to kids 3-17 years of age, and many of the dances taught are multicultural dances i.e. African, Hip-Hop, Salsa, Step & Drill, etc. She also stated she has students all the way from Antioch to Richmond attending her classes; they love to dance, express themselves, and have fun; and they perform at different community events. Ms. Day-Roa stated it was all about the children.

## **6. Agency Reports.** The MAC received the following reports:

a. Sheriff's Department's Lt. Mahoney passed out copies and reviewed the statistics for the month of April including comparisons from the same time last year. Lt. Mahoney stated our new Resident Deputy, Mike Tiegler was doing well, however there were staff reductions. He stated that on graveyard shift they no longer have 2 deputies assigned to Bay Point, instead they have for the county 3, 2 manned cars along with some Sergeants, Monday thru Thursday, and on weekends they have 4, 2 manned cars with some Sergeants to cover the whole county.

Councilwoman Magleby asked if they had found out who was responsible for the April 29<sup>th</sup> shooting. Lt. Mahoney stated they do have a suspect and a warrant out for their arrest.

Councilman Stevenson asked about the shooting just down the street, and Lt. Mahoney reported that suspect is in custody.

Councilman Stevenson commented on how things have changed since he grew up here, moved away, and moved back; that he doesn't remember people shooting others like what's going on now. He asked Lt. Mahoney if he has noticed a change in Bay Point over the last year or so and

- Lt. Mahoney responded that as his statistics show, there is a rise in violence and crime in general; that as he has stated before, it is about 10% of the population causing 90% of the problems. Councilwoman Mason stated that those were more innocent times when they were growing up here.
- b. California State Highway Patrol Department's Officer Joe Godman stated that in regards to staffing, Bay Point had been pretty lucky; from 2pm to 10pm is usually their busiest time, and typically 1 car is dedicated that shift to work the freeway from Willow Pass Rd. to Railroad Ave. and all of Bay Point; and that car had been assigned specifically to Bay Point twice during last week when he had worked here. Officer Godman stated this is because they have a lot a new officers from the academy, the Highway Patrol is continuing to hire; that for Bay Point specifically there are 2 officers assigned solely to patrol Bay Point surface streets, as well as the officer on the freeway. He stated that on the graveyard shift they have 2 cars, one in east county i.e. Discovery Bay, Byron, etc., and the other one typically handles anything on the freeway from the Antioch Bridge to the top of Willow Pass Rd., and since there aren't usually too many cars on the freeway at 3am they focus on the surface streets where people are out & about. Officer Godman reported that speeders on the freeway are less and speed on the freeway has also gone down. He reported that for Bay Point specifically 54 citations were written last month, and 6 DUI arrests made; probably because of the extra patrol cars in town.

Chairwoman Zumwalt if the Highway Patrol did periodic DUI stings, and Officer Godman replied they had just completed one the past week, with roving DUI patrolling, and they have done DUI checkpoints in the past; he explained the checkpoints had to be justified by the courts otherwise they are seen as trapping people.

There was additional discussion about staffing of the Highway Patrol being good at this time.

Officer Godman also reported and explained again about stolen cars and how they are handled.

c. Ms. Maureen Toms of Contra Costa Redevelopment reported first on the Bay Point Waterfront General Plan amendment going to the East County Regional Planning Commission next Monday for a study session. She stated it is being done as a study session because there is consideration of an urban limit line change (and those are handled by the County Planning Commission), where people can make comments to the Planning Commission; and those comments along with the comments from the Planning Commission will be forwarded to the County Planning Commission when they consider the actual General Plan amendment which includes the land use changes, the urban limit line change, and the addition of 2 roadways into the circulation element.

Councilwoman Magleby asked if the change in the urban limit line change is the same as the one from a few years ago, and Ms. Toms replied yes, that some years ago when several of the MAC members went to the Board and asked to have a threshold of 30 acres, to be considered for change by the Board of Supervisors. She stated they are doing a swap of land of about 23 acres out of the urban area and putting 27 acres in; a part of that 30 acre threshold.

Ms. Toms reported next about the discussion of Willow Pass Road medians suggested in the Safety Project; she has had some communication with the Public Works Department who indicates they are looking at some alternatives. She stated they do have some funds to use on traffic improvements in the area, and it looks like they are focusing those improvements at the

Bailey/Willow Pass Rd. intersection and not on median islands; looking at adding sidewalks and curb-rounds instead. Ms. Toms stated "you were heard".

Ms. Toms next reported on the decision by the Superior Court Judge in Sacramento regarding the ERAF shift; a shift of funds where the state was looking to take Redevelopment funds from local governments. She stated there is actually a line item in Redevelopment's budget of \$364,343.00 for this ERAF shift; but that the Courts last week decided the state does *not* have the right to do this. Ms. Toms stated she believes the decision was to be formalized on May  $10^{th}$ , and there would probably be an appeal made by the state.

Ms. Toms last item was the processing of a development plan for the apartment complex on the corner of Clearland and Willow Pass Rd. She stated it had gone to the Planning commission on April  $13^{th}$  and the Planning Commission had approved the project 2-1, and as far as she knew it had not been appealed. Ms. Toms stated there were no citizens that came and spoke on it at the hearing, and several of the Commissioners noted it would have been helpful to them if people had come out, as they hadn't heard anything negative about the project from the community.

Councilwoman Mason stated she was sorry she had gotten busy (with grandchild) and forgotten to go to that hearing, however historically when the citizens of this community have taken the time to go and share they have been ignored. She stated that was what happened at LAFCO about the park, and that it has happened over and over again, so it kind of puts a damper on speaking your mind when you already know what the result will be.

Chairwoman Zumwalt stated it feels really good that the county heard us about the Safety Project medians at the last meeting, because she felt it was the first time they really heard us; really listened to us and paid attention to what *we* wanted.

Councilwoman Magleby suggested a MAC Member might be assigned to attend those meetings, and Chairwoman Zumwalt stated that item could be placed on next month's agenda.

Ms. Toms responded they were all welcome to attend the next meeting which was a study session.

Chairwoman Zumwalt stated she had a question about correspondence received regarding an improved permit for a 34,766 ft. hotel in the Bay Point area, and Ms. Toms responded that it was the 'La Quinta Inn' on Evora Road. When asked about its progress Ms. Toms explained that a lot of developers are having issues with not only complying with their conditions of approval but also getting financing, so that it really depends on when the finance conditions improve. Ms. Toms also stated that Walgreens had not gone to a hearing yet, but they were still moving forward.

Chairwoman Zumwalt also asked if Ms. Toms was familiar with Litigation Area Military Ocean Terminal, Concord; there is a public comment period and a public meeting May 6 in Clyde; Department of the Army announces proposed post-cleanup plans for contaminated sediment on its sites. Ms. Toms replied no. Chairwoman Zumwalt stated she has the document available if anyone else would like to see it and had also given a copy to Judy Dawson who has traditionally gone to meetings about the Concord Naval Weapons Station.

**d.** Mr. Ed Diokno of Supervisor Glover's Office stated the Supervisor wanted to thank those who showed up at the East County All-MAC meeting in Bethel Island. He stated as government advisors, the supervisor wants you to be knowledgeable of the problems facing our entire region and county and hopes you find these sessions helpful. Mr. Diokno stated the next East County All-MAC meeting will be held in August hosted by the Byron MAC, and more information will be forthcoming.

Mr. Diokno reported the Supervisor's Annual Youth Summit held at Los Medanos College last weekend was a success with over 500 young people from 12 to 18 years old attending the event. He stated students from west county and the valley joined a healthy representation from Mt. Diablo and Riverview; many must have taken advantage of the free shuttle bus ride from the BART station. Mr. Diokno stated they were excited to hear the announcement and learn about the County's summer job program, a one-time effort made possible by \$1.2 million stimulus money given to the county's Workforce Development Board. He stated he had brought applications for those young people who might be interested and meet the financial requirements.

Mr. Diokno stated free immunization clinics will be held May 18<sup>th</sup> in Concord and May 27<sup>th</sup> in the Pittsburg Health Clinic. He stated children entering school are required to have a set of immunization and the county is offering them for free; for more details flyers for both days are available on the back table.

Mr. Diokno reported Public Works has finished answering all the questions that were raised at the special community meeting on safety measures for Willow Pass Road, held last month. He stated that as you might recall, it was a healthy discussion and the Supervisor and Public Works appreciated everyone's participation; everyone who signed in and left an email or address should be receiving those responses in the very near future.

Mr. Diokno stated as a follow-up to the Public Works item, Supervisor Glover will hold a Town hall meeting for Bay Point residents to discuss the new safety improvements for Willow Pass Road. He stated the Town hall meeting will be at 7pm on June 4<sup>th</sup>, here at the Ambrose Center's Dining Room, and more details of the town hall will come later this month.

Mr. Diokno stated that was all he had to report but wanted to mention the fine job the Health Department had done for the Swine Flu scare we had and are still undergoing; that within a couple of hours they had information flying out of their office, the partner agencies and others were getting the information and learning what they should do. He stated it was mentioned at the Supervisor's Board meeting today about what a great job they did at getting the word out.

#### 7. Consent Items.

a. Approval of monthly Recording Secretary invoice - \$120.00

Motion made by Councilwoman Mason to accept Consent Item. Seconded by Councilman Stevenson. Motion carried 6 – 0; Council Members Garcia, Magleby, Mason, Stevenson, Tremaine, and Zumwalt voting "yes".

**8. Items for Discussion and/or Action.** The MAC discussed the following items and took the following actions:

# a. Discuss, review and approve recommending a resolution urging residents into incorporating a "Family Night" into their week. - Magleby

Councilwoman Magleby read her 'Weekly Family Night' letter; that included the Bay Point MAC having passed a resolution in 2003 to encourage a weekly Family Night. She encouraged the MAC to revisit this resolution and again urge this activity as there has been too many random shootings and fights recently.

Councilwoman Mason stated she did not think this was our place to tell families what to do; that she knew the family of the young man shot recently, and this would not have saved the young man's life.

Councilman Tremaine stated we weren't telling families what to do but rather saying this was something nice to do.

Chairwoman Zumwalt stated this would just be given to Supervisor Glover to do what he wanted with and maybe it could go in the next newsletter.

Motion made by Councilwoman Magleby to approve recommending a resolution urging residents and family units to incorporate a 'Family Night' into their week. Seconded by Councilman Tremaine. Motion carried 5-1; Council Members Garcia, Magleby, Stevenson, Tremaine, and Zumwalt voting "yes"; Council Member Mason voting "no".

# b. Discuss, review and approve participation by MAC in National Night Out activities. - Garcia

After some discussion regarding the origins of National Night Out events in our community:

Motion made by Councilman Stevenson to approve supporting National Night Out and make it our meeting in August. Seconded by Councilwoman Magleby. Motion carried 6-0; Council Members Garcia, Magleby, Mason, Stevenson, Tremaine, and Zumwalt voting "yes".

Councilwoman Zumwalt questioned what 'support' meant, and Councilwoman Garcia stated that we need to clarify who would plan and fund it; she stated she would like the MAC to buy water, soda, or something. It was asked if we had the money for this and Councilwoman Garcia stated she would have more information at the next meeting.

Councilman Stevenson suggested the Chamber of Commerce might help out and Councilwoman Magleby stated they certainly would.

# c. Discuss, review and approve participation by MAC in the Spring Derby Parade May 25, 2009. - Garcia

After a short discussion:

Motions made by Councilwoman Magleby to have the MAC support the Spring Derby by being there. Seconded by Councilman Stevenson. Motion carried 5-1; Council Members Garcia, Magleby, Stevenson, Tremaine, and Zumwalt voting "yes"; Council Member Mason abstaining.

## **9.** Committee Reports/Member Reports. The MAC received the following reports:

Mr. Diokno reported that he had spoke with the disposal company about the Residential Clean-up and they were just waiting for a date and they should pick one between the Derby and the National Night Out. After a short discussion about dates, Council members Stevenson and Garcia decided to meet after the meeting.

Chairwoman Zumwalt reported that our local Code Enforcement inspector has changed to Rob Erickson; that he has been in our community before; and Katherine K. would be at the next meeting to speak.

Councilwoman Mason reported on the Community Wellness Committee that over 300 students had participated in a Spring into Health Fair on May 1<sup>st</sup> at Rio Vista's After School Program, where kids played games and ate healthy snacks. She also reported that at the BOOST conference, where she had made a presentation, the Mt. Diablo CARES had won an award for Collaboration around After School Programs.

Councilwoman Magleby reported on attending the Convoy of Hope meeting, where they got right down to business. She stated she was impressed; it is the biggest event for Bay Point with 40,000 lbs. of free food being given away; happening September 19<sup>th</sup> at Rio Vista Elementary.

Councilman Tremaine stated he hoped to have CD's by our next meeting for a presentation. He stated it is their intent to reach out to the community.

Councilwoman Magleby stated we need to decide if we are going to purchase the website or not, and Chairwoman Zumwalt explained that she and Mr. Diokno were looking into it and did not have the information they need yet.

Councilwoman Magleby shared that Criterion was aware and would be taking care of the weeds in the vacant field.

Councilwoman Magleby stated the Bay Point school principles should be invited to a MAC meeting sometime in the future; the Superintendent should be contacted and asked to tell the principles to come to the meeting and make them answer questions, not just tell us about their school.

Councilwoman Garcia stated she wanted to insert a flyer about the Spring Derby into the newsletter and after talking Ms. Toms it looked like the MAC may have to pay for postage. Ms. Toms stated there was \$4,000.00 in the budget for the newsletter and after it is printed and ready to mail would know if there was any left for postage.

Chairwoman Zumwalt stated she was uncomfortable inserting a flyer about the derby; that we support many things and what makes the Derby more important than the others.

Councilwoman Magleby stated Councilwoman Garcia is the editor of the newsletter and she has the final say on what is put in; the Derby is the biggest thing so it should be put in the newsletter.

10. Correspondence. The MAC received and Chairwoman Zumwalt reviewed the following

## correspondence:

- ~ Two letters from Golden State Water Co. about water conservation
- ~ Notice of Convoy of Hope
- ~ Notice of Calvary Church's 'Singing Flag' on July 2<sup>nd</sup>, 3<sup>rd</sup>, and 4<sup>th</sup>.
- ~ Swine flu announcement from the Health Department

# 11. Future Agenda Items.

- a. Website information (on old website)
- b. Relay for Life Cancer Walk
- c. Holding meetings when we don't have full agenda
- d. National Night Out
- e. Katherine K. and John Greitzer from County
- f. Assigning MAC member to attend Planning Commission meetings

# 12. Adjourn to meeting scheduled for June 2, 2009, 7:00pm, at Ambrose Community Center Board Room.

This meeting record is provided pursuant to Better Government Ordinance 95-6, Article 25-2.205(d) of the Contra Costa County Ordinance Code.